

## SUBCHAPTER K—SMALL PASSENGER VESSELS CARRYING MORE THAN 150 PASSENGERS OR WITH OVERNIGHT ACCOMMODATIONS FOR MORE THAN 49 PASSENGERS

### PART 114—GENERAL PROVISIONS

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SOURCE: CGD 85-080, 61 FR 885, Jan. 10, 1996, unless otherwise noted.

#### § 114.100 Purpose.

The purpose of this subchapter is to implement applicable sections of Subtitle II of Title 46, United States Code, which require the inspection and certification of small passenger vessels.

#### § 114.110 General applicability.

(a) Except as provided in paragraphs (b) through (g) of this section, this subchapter applies to each vessel of less than 100 gross tons and less than 61 meters (200 feet) which:

(1) Carriers more than 150 passengers; or

(2) Has overnight accommodations for more than 49 passengers.

(b) A vessel of less than 100 gross tons that either carries not more than 150 passengers, or has overnight accommodations for not more than 49 passengers, and that is not more than 61 meters (200 feet) in length, may comply with the provisions in subchapter T (Small Passenger Vessels) of this chapter.

(c) A vessel of less than 100 gross tons must comply with parts 72 and 76 of subchapter H (Passenger Vessels) of this chapter, and with the applicable requirements for marine engineering

and electrical systems contained in subchapter F (Marine Engineering) and subchapter J (Electrical Engineering) of this chapter, if it is:

(1) A vessel that carries more than 600 passengers;

(2) A vessel with overnight accommodations for more than 150 passengers; or

(3) A vessel of more than 61 meters (200 feet) in length that carries more than six passengers.

(d) Unless otherwise provided, an existing vessel that is not required to comply with a requirement in this subchapter may comply with the regulation that was applicable to the vessel on March 10, 1996.

(e) A vessel required by this subchapter to meet applicable sections of subchapter H shall follow the phase-in schedule for certain equipment and requirements found in this subchapter.

(f) This subchapter does not apply to:

(1) A vessel operating exclusively on inland waters that are not navigable waters of the United States;

(2) An oceanographic research vessel;

(3) A boat forming part of a vessel's lifesaving equipment and that is not used for carrying passengers except in emergencies or during emergency drills;

(4) A vessel of a foreign country that is a party to the International Convention for the Safety of Life at Sea, 1974, as amended (SOLAS), to which the United States Government is currently a party, and which has on board a current valid SOLAS Passenger Ship Safety Certificate; or

(5) A vessel of a foreign country, whose government has inspection laws approximating those of the United States and which by its laws accords similar privileges to vessels of the United States, which has on board a current valid certificate of inspection, permitting the carrying of passengers, issued by its government.